

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

EDGAR MORALES-ZERMENO,

Defendant.

**8:10CR377**

**ORDER**

Defendant Edgar Morales-Zermeno appeared before the court on October 17, 2014 on a Petition for Offender Under Supervision [52]. The defendant was represented by Retained Attorney Shaun F. Downey, and the United States was represented by Assistant U.S. Attorney Michael P. Norris on behalf of Douglas R. Semisch. Through his counsel, the defendant waived his right to a probable cause hearing on the Petition for Offender Under Supervision [52] pursuant to Fed. R. Crim. P. 32.1(a)(1). The government moved for detention. A detention hearing was held on October 21, 2014. The United States was represented by Assistant U.S. Attorney Douglas R. Semisch. Since it is the defendant's burden under 18 U.S.C. § 3143 to establish by clear and convincing evidence that he is not a flight risk, the court finds the defendant has failed to carry his burden and that he should be detained pending a dispositional hearing before Chief Judge Smith Camp.

**IT IS ORDERED:**

1. A final dispositional hearing will be held before Chief Judge Smith Camp in Courtroom No. 2, Third Floor, Roman L. Hruska Federal Courthouse, 111 South 18th Plaza, Omaha, Nebraska, on December 8, 2014 at 9:30 a.m. Defendant must be present in person.

2. The defendant, Edgar Morales-Zermeno, is committed to the custody of the Attorney General or his designated representative for confinement in a correctional facility;

3. The defendant shall be afforded a reasonable opportunity for private consultation with defense counsel; and

4. Upon order of a United States court or upon request of an attorney for the government, the person in charge of the corrections facility shall deliver defendant to the United States Marshal for the purpose of an appearance in connection with a court proceeding.

Dated this 21st day of October, 2014

BY THE COURT:

s/ F.A. Gossett, III  
United States Magistrate Judge